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Gp#1645



In re application of:

Applicants

David P. Witle & Pamela A. Green

: Paper No:

Serial No.

10/074,620

: Group Art Unit:

1645

Filed:

February 13, 2002

: Examiner:

For:

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RESPONSE

THE ASSISTANT COMMISSIONER FOR PATENTS Washington, D.C. 20231

Dear Sir:

In response to the Office Action, dated April 23, 2002, please consider the following remarks.

As requested by the Examiner is a statement confirming the fact that the information contained in the computer-readable diskette is identical to the written sequence listing for the above-cited patent application and as a result no new matter is introduced.

Respectfully submitted,

Karlyn Al Schnapp

Registration No. 45,558

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FROST BROWN TODD, LLC

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Dated: May 23, 2002

. Serial No. 10/074,620



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CERTIFICATE OF MAILING

I hereby certify that a copy of this correspondence is being deposited with the United States Postal Service as EXPRESS MAIL in an envelope addressed to The Assistant Commissioner of Patents, Washington, D.C. 20231 this 33 day of May, 2002.

Karen Kruetzkamp

CINlibrary/1180715.1



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 20231

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APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT Pamela A. Groen

ATTORNEY DOCKET NUMBER

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FROST BROWN TODD LLC 2200 PNC Center 201 E. Fifth Street Cincinnati, OH 45202-4182



CONFIRMATION NO. 7365

FORMALITIES LETTER

OC000000007923163

Date Mailed: 04/23/2002

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

• This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase Patentin Software, call (703) 306-2600
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A copy of this notice MUST be returned with the reply.

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Initial Patent Examination Division (703) 308-1202

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ATTACHMENT TO "NOTICE TO COMPLY WITH REQUIREMENTS...SEQUENCE DISCLOSURES"

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Any reply including a sequence listing in electronic form should NOT be sent to the 20231 zip code address for the United States Patent and Trademark Office, and instead should be submitted using one of the following methods:

- 1. Electronically submitted through EFS-Bio (http://www.uspto.gov/ebc/efs/downloads/documents.htm, EFS Submission User Manual - ePAVE)
- 2. Mailed to:

U.S. Patent and Trademark Office Box Sequence, P.O. Box 2327 Arlington, VA 22202

- 3. Mailed by Federal Express, United Parcel Service or other delivery service to: U. S. Patent and Trademark Office 2011 South Clark Place ; Customer Window, Box Sequence Crystal Plaza Two, Lobby, Room 1B03 Arlington, Virginia 22202
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